

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,	)	
to amend R 460.813.	)	Case No. U-18362
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At the November 21, 2017 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

PRESENT: Hon. Sally A. Talberg, Chairman  
Hon. Norman J. Saari, Commissioner  
Hon. Rachael A. Eubanks, Commissioner

**ORDER FORMALLY ADOPTING ADMINISTRATIVE RULE**

On March 2, 2017, the Commission submitted a request for rulemaking (RFR) to the Office of Regulatory Reinvention (ORR) to amend Mich Admin Code, R 460.813 to update a reference in the Electrical Supply and Communication Lines and Associated Equipment rule set to the most current edition of the National Electric Safety Code (NESC). ORR approved the RFR on March 9, 2017, as 2017-007 LR. ORR approved the amended rule on March 13, 2017. A regulatory impact statement (RIS) was submitted to ORR on March 22, 2017. ORR approved the RIS on March 24, 2017.

To provide the public with an opportunity to comment on the proposed rule revision, a public hearing was held on May 25, 2017, before Administrative Law Judge Martin D. Snider. The public was also permitted to file written comments in this docket by June 15, 2017. No comments were placed on the record at the hearing and no comments were filed in the docket.

On July 12, 2017, the Commission approved the amended rule and transmitted it to the Legislative Service Bureau (LSB) and the ORR for their formal approvals. LSB certified the amended rule on September 13, 2017, and ORR certified the amended rule on September 18, 2017. On October 2, 2017, the amended rule was filed with the Joint Committee on Administrative Rules (JCAR), which, by virtue of MCL 24.245a(1), had 15 session days to object to the rule by filing a notice of objection. JCAR did not take any action to prevent the rule from being transmitted to the Secretary of State. The Commission therefore has the authority to formally adopt the amended rule.

THEREFORE, IT IS ORDERED that the amendment to the Electrical Supply and Communication Lines and Associated Equipment rule set, attached to this order as Exhibit A, is adopted and transmitted to the Office of Regulatory Reinvention for filing with the Secretary of State.

The Commission reserves jurisdiction and may issue further orders as necessary.

MICHIGAN PUBLIC SERVICE COMMISSION

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Sally A. Talberg, Chairman

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Norman J. Saari, Commissioner

By its action of November 21, 2017.

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Kavita Kale, Executive Secretary

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Rachel A. Eubanks, Commissioner

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PUBLIC SERVICE COMMISSION

ELECTRICAL SUPPLY AND COMMUNICATION LINES AND ASSOCIATED  
EQUIPMENT

Filed with the Secretary of State on

These rules become effective immediately upon filing with the Secretary of State unless adopted under section 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the public service commission by section 7 of 1909 PA 106, sections 4 and 6 of 1939 PA 3, and section 5 of 1939 PA 419, MCL 460.557, 460.4, 460.6, and 460.55)

R 460.813 Standards of good practice; adoption by reference.

Rule 3. Parts 1, 2, and 3 and sections 1, 2, 3, and 9 of the national electrical safety code, 2017 edition (ANSI-C2-2017), are adopted by reference in these rules as standards of accepted good practice. Parts 1, 2, and 3 and sections 1, 2, 3, and 9 of the national electrical safety code, 2017 edition (ANSI-C2- 2017), are available from the Institute of Electrical and Electronics Engineers (IEEE) via the internet at the following web site:

**[http://www.techstreet.com/standards/ieee-c2-2017?product\\_id=1914980](http://www.techstreet.com/standards/ieee-c2-2017?product_id=1914980)**

at a cost of \$190.00 for a pdf download, \$210.00 for a print copy, or \$285.00 for both as of the time of adoption of this rule, plus any applicable handling charge.

Copies of the code may also be obtained from the Michigan Public Service Commission, 7109 W. Saginaw, P.O. Box 30221, Lansing, MI 48909 at the same cost charged by the IEEE as of the adoption of this rule, plus \$20 for shipping and handling.